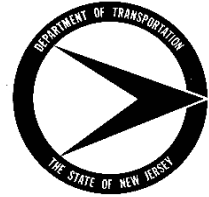


***New Jersey Department of Transportation***

1035 Parkway Avenue, PO Box 600, Trenton, New Jersey 08625-0600



***Baseline Document Change Announcement***

***Elimination of Two Wholly State Funded Attachments***

**BDC03S-17**

**August 29, 2003**

**Subject: Elimination of Two Wholly State Funded Special Provisions Attachments**

- **State Disadvantaged Business Enterprise and State Women Business Enterprise Utilization Attachment, 100% State Funded Contracts**
- **Incentive Program, Disadvantaged Business Enterprise Utilization Attachment for 100% State Funded Contracts**

The following two attachments to the Special Provisions for the Wholly State Funded Projects are hereby eliminated pursuant to a consent decree entered into following a State settlement on July 11, 2003.

1. The State Disadvantaged Business Enterprise and State Women Business Enterprise (SDBE/SWBE) Utilization Attachment, 100% State Funded Contracts.
2. Incentive Program, Disadvantaged Business Enterprise (DBE) Utilization Attachment for 100% State Funded Contracts.

In response to the consent decree, the Commerce Commission and the Department of Treasury jointly adopted emergency rules that implement changes to comply with the consent decree. The emergency rules establish a 15% race neutral, Small Business goal for Goods and Services and a 15% race neutral, Small Business goal for Construction Projects. Until further notice, the Department has set 0% goal for SDBE/SWBE and DBE on all State-Funded contracts, including Goods & Services, Construction and Consultant Contracts.

The revisions to Standard Inputs, SI2001E1 and SI2001M1 are as follows:

UNDER THE ATTACHMENTS LISTED FOR "WHOLLY STATE-FUNDED PROJECTS," DELETE THE FOLLOWING ATTACHMENTS:

State Disadvantaged Business Enterprise and State Women Business Enterprise Utilization Attachment, 100% State Funded Contracts, pages 1 to 9 inclusive, dated August 6, 2002.

Incentive Program, Disadvantaged Business Enterprise Utilization Attachment for 100 Percent State Funded Contracts, pages 1 and 2, dated April 2003.

Baseline Document Change, BDC02S-13, dated August 6, 2002 entitled “Standard Specifications, State Disadvantaged Business Enterprise and State Women Business Enterprise (SDBE/SWBE) Utilization Attachment” is hereby superseded.

Baseline Document Change, BDC03S-05, dated April 30, 2003 entitled “Wholly State Funded Attachments” is still in effect with the exception of “Incentive Program Disadvantaged Business Enterprise Utilization Attachment for 100% State Funded Contracts.” This is the only attachment eliminated from BDC03S-05.

### **Instructions to Designers**

Effective immediately, all Wholly State Funded Projects shall not include SDBE/SWBE requirements and Incentive Program for DBE attachments to the Special Provisions.

Additionally, for all Wholly State Funded Projects that were assigned SDBE/SWBE targets and currently advertised or advertised after July 11, 2003 for the receipt of bids, an addendum must be sent out stating that the actual SDBE/SWBE targets and all references to SDBE/SWBE targets are to be removed from the Special Provisions.

The subject attachments will be deleted from the list in both Standard Inputs SI2001E1 and SI2001M1 updated as of August 29, 2003.

Designers may access updated versions of the Standard Inputs SI2001E1 and SI2001M1 from the following New Jersey Department of Transportation Web Page:

<http://www.state.nj.us/transportation/cpm/StandardInputs/standardinputs.htm>.

### **Instructions to Resident Engineers**

If SDBE/SWBE targets were assigned to a Project for which bids were accepted and opened after July 11, 2003, a Change Order must be prepared. If the Commissioner has not formally signed the Contract a Change Order must be prepared and executed by the Regional Construction Engineer removing the targets and all reference to the State Disadvantaged Business Enterprise and State Women Business Enterprise Program.

### **Distribution and Announcement Access Information**

This announcement is being distributed electronically to our in-house staff and various public agencies based on our Standard Specifications distribution list maintained by the Engineering Documents Unit.

Internet access to this BDC Announcement can be downloaded and viewed from the following New Jersey Department of Transportation Web Page:

<http://www.state.nj.us/transportation/cpm/BaselineDocuments/bdcdownloads.htm>T.

Hard copies of this document can be acquired on a limited basis by contacting:

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**Recommended By:**

**Approved By:**

ORIGINAL SIGNED

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